

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 96-235-W/S - ORDER NO. 96-645

SEPTEMBER 13, 1996

IN RE: Application of Carolina Water Service, ) ORDER  
Inc. for Approval of a Transfer of the ) GRANTING  
I-20 and Lake Murray Systems to the ) PETITION TO  
Town of Lexington, South Carolina. ) INTERVENE  
 ) OUT-OF-TIME

This matter comes before the Public Service Commission of South Carolina (the Commission) on the Petition to Intervene Out-of-Time filed by W.J.S., Inc. (W.J.S.).

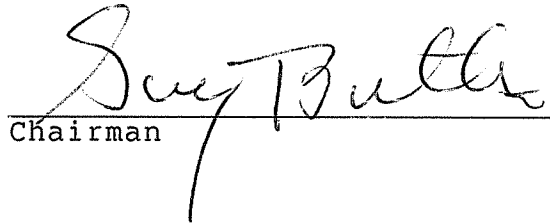
According to the Petition, W.J.S. is a South Carolina real estate development corporation doing business in Lexington County in the I-20 and Lake Murray service areas of the Applicant Carolina Water Service, Inc. (CWS). W.J.S. asserts that it has entered contracts with CWS pursuant to which it has built and transferred to CWS water and sewer systems serving W.J.S.'s residential developments. In consideration of such transfers, CWS has agreed to provide tap fees to W.J.S. at specified rates. W.J.S. further states that, although it has diligently attempted to ascertain its rights under such contracts, it believes that transfer of the system may harm W.J.S. in that, after transfer of systems built and paid for by W.J.S. to the Town of Lexington (the Town), the Town may not honor the contracts between W.J.S. and CWS relating to purchase of tap fees on those systems. Therefore,

W.J.S. submits that it has a direct and substantial interest in the instant docket due to its contractual relationship with CWS. W.J.S. additionally offers that it does not oppose the transfer if its contractual rights are preserved, that its intervention out-of-time will not prejudice any party, and that it is prepared to comply with all provisions of the scheduling order and any additional filing requirements.

The Commission has examined this matter and believes that W.J.S. shows just cause as to why it should be allowed to Intervene Out-of-Time in this matter. We note that no opposition to this Petition was received. We therefore grant the Petition of W.J.S.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)